

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Wednesday, September 20, 2006

10:30 a.m.

Room 308 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative William Van Regenmorter**, Chair.

MEMBERS PRESENT: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith.

MEMBER ABSENT/EXCUSED: Representatives Stakoe and McConico.

Chairman Van Regenmorter laid **HB 6403** before the committee:

HB 6403 Casperson	Civil procedure; personal protection orders; personal protection order to prohibit certain conduct on or near school property or students; provide for.
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TESTIMONY

Representative Casperson, sponsor of HB 6403, explained his bill to the committee.

William Revord, representing the Iron Mountain Schools, testified in support of the bill.

Undersheriff Scott Celello, representing the Dickinson County Sheriff's Office (DCSO), testified in support of the bill.

Phil Hoffman, representing the Michigan Sheriffs' Association, submitted a card in support of the bill and did not wish to speak.

Representative Rocca moved to adopt the substitute **(H-1)** to **HB 6403**. The motion was supported by **Representative Nofs**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith,

Nays: None,

Pass: None.

Representative Jones moved to report **HB 6403** with recommendation, as substitute **(H-1)**. The motion was supported by **Representative Elsenheimer**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith,

Nays: None,

Pass: None.

Chairman Van Regenmorter laid **HB 6404** before the committee:

HB 6404 Moore Civil procedure; personal protection orders; school zone personal protection order; authorize state police to serve and arrest violators.

Representative David Law moved to adopt the substitute (**H-1**) to **HB 6404**. The motion was supported by **Representative Elsenheimer**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith,

Nays: None,

Pass: None.

Representative Jones moved to report **HB 6404** with recommendation, as substitute (**H-1**). The motion was supported by **Representative Condino**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith,

Nays: None,

Pass: None.

Chairman Van Regenmorter laid **HB 6405** before the committee:

HB 6405 Baxter Civil procedure; personal protection orders; jurisdiction over juvenile violations of school zone personal protection order; provide for.

Representative Nofs moved to adopt the substitute (**H-1**) to **HB 6405**. The motion was supported by **Representative Newell**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith,

Nays: None,

Pass: None.

Representative Condino moved to report **HB 6405** with recommendation, as substitute **(H-1)**. The motion was supported by **Representative Lipsey**.

The motion prevailed by a vote of **12-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith,
Nays: None,
Pass: None.

Chairman Van Regenmorter laid **HB 6406** before the committee:

HB 6406 Farhat Civil procedure; personal protection orders; violation of school zone personal protection order; allow arrest without warrant.

Representative Bieda moved to adopt the substitute **(H-1)** to **HB 6406**. The motion was supported by **Representative Rocca**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,
Nays: None,
Pass: None.

Representative Bieda moved to report **HB 6406** with recommendation, as substitute **(H-1)**. The motion was supported by **Representative Rocca**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,
Nays: None,
Pass: None.

Chairman Van Regenmorter laid **HB 6416** before the committee:

HB 6416 Hildenbrand Criminal procedure; forfeiture; payment of forfeited funds to certain nonprofit crime prevention entities; allow under certain circumstances.

TESTIMONY

Representative Hildenbrand, sponsor of HB 6416, explained his bill to the committee. Questions and discussion followed.

John Broad, representing Crime Stoppers of Michigan, testified in support of the bill.

Chris Cameron, representing Silent Observer, testified in support of the bill.

Jared Rodriguez, representing the Grand Rapids Chamber of Commerce, submitted a card in support of the bill and did not wish to speak.

Sarah Hubbard, representing the Detroit Regional Chamber of Commerce, submitted a card in support of the bill and did not wish to speak.

Representative Rocca moved to report **HB 6416** with recommendation. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Chairman Van Regenmorter laid **HB 5252** before the committee:

HB 5252	Mayes	Crimes; animals; fleeing the scene of dog or wolf-dog cross bite incident or failing to provide assistance to bitten individual; prohibit and provide penalties.
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TESTIMONY

Representative Mayes, sponsor of HB 5252, explained his bill to the committee.

Linda Bennett, representing herself, testified in support of the bill.

Michael Lockwood, representing his son **Preston Lockwood**, testified in support of the bill.

Kurt Asbury, Bay City County Prosecutor, testified in support of the bill.

Due to time constraints the following people who submitted a card were in support of the bill and were unable to speak:

Jamie McAloon Lampman, representing Ingham County Animal Control.

Dr. Al W. Stinson, representing the Michigan Association for Purebred Dogs.

Sgt. Matt Bolger, representing the Michigan State Police, submitted a card in support of the bill and did not wish to speak.

Representative Newell moved to adopt the substitute **(H-1)** to **HB 5252**. The motion was supported by **Representative Rocca**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Condino moved to report **HB 5252** with recommendation, as substitute (**H-1**). The motion was supported by **Representative Rocca**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Chairman Van Regenmorter laid **HB 6365** and **HB 6366** before the committee:

HB 6365 Schuitmaker Property; other; rule of perpetuities; abolish.

HB 6366 Schuitmaker Probate; trusts; reference to rule against perpetuities in probate law; delete.

TESTIMONY

Representative Schuitmaker, sponsor of HB 6365 and HB 6366, explained her bills to the committee.

Brian Mullally, representing Greenleaf Trust, testified in support of the bills.

Christopher Haenicke, representing Greenleaf Trust, testified in support of the bills.

Representative Rocca moved to report **HB 6365** with recommendation. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Rocca moved to report **HB 6366** with recommendation. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Chairman Van Regenmorter laid **HB 6348** before the committee:

HB 6348 Van Regenmorter Law enforcement; investigations; disclosures to crime stoppers organizations; provide for confidentiality.

TESTIMONY

John Broad, representing Crime Stoppers of Michigan, testified in support of the bill.

Chris Cameron, representing Silent Observer, testified in support of the bill.

Jared Rodriguez, representing the Grand Rapids Chamber of Commerce, submitted a card in support of the bill and did not wish to speak.

Sarah Hubbard, representing the Detroit Regional Chamber of Commerce, submitted a card in support of the bill and did not wish to speak.

Representative Condino moved to report **HB 6348** with recommendation. The motion was supported by **Representative Bieda**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Chairman Van Regenmorter laid **SB 701** before the committee:

SB 701 Brown Law enforcement; law enforcement information network (LEIN); reports of missing endangered seniors; revise procedures for.

TESTIMONY

Sgt. Matt Bolger, representing the Michigan State Police, submitted a card in support of the bill and did not wish to speak.

Representative Condino moved to report **SB 701** with recommendation. The motion was supported by **Representative Schuitmaker**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Condino moved to excuse absent members from the committee. The motion was supported by **Representative Adamini**. There being no objection, the motion prevailed by unanimous consent.

There being no further business to come before the committee, the Chair adjourned the meeting at 12:03 p.m.

Representative William Van Regenmorter, Chair

House Standing Committee on Judiciary

Malika Abdur-Rashid

Committee Clerk

517-373-7256

1 Hour 33 Minutes